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Transmittal Cover Sheet

TO Examiner Ms. Suzanne McDowell **Company** U.S. Patent Office

Fax Number 1-571-273-1205 **Phone Number** 1-571-272-1205

FROM Randi Flamenbaum-Legal Assistant-Direct Dial 212-801-2242


File Number U.S. Appln. 10/723,873-Desiccant Entrained Polymer (As Amended 12/8/04)
Our Ref. 62357-016301

Comments Dear Ms. McDowell:

Further to our telephone conversation this day, attached please find the requested Terminal Disclaimer for U.S. Patent 6,486,231 as well as our fee transmittal to cover the filing cost of the terminal disclaimer.

Kindly confirm receipt and advise as to when we can now expect to receive the Notice of Allowability for U.S. Appln. 10/723,873.

Thank you.


Ms. Randi Flamenbaum
Legal Assistant
e-mail: flamenbaumr@gtlaw.com
Direct Dial: 212-801-2242

Date
No. Pages

August 8, 2005

Including this cover sheet 3

Please notify us immediately if not received properly at 212-801-9200.

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PTO/SB/26 (09-04)

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**TERMINAL DISCLAIMER TO OBIVATE A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENT**Docket Number (Optional)
62357.016301

In re Application of: Ihad M. Hekal

Application No.: 10/723,873

Filed: November 26, 2003

For: DESICCANT ENTRAINED POLYMER (as Amended)

The owner, CSP Technologies, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,488,231 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:

- expires for failure to pay a maintenance fee;
- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 32,938



Signature

8/8/2005
DateBarry J. Schindler
Typed or printed name212-801-2244
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1460, Alexandria, VA 22313-1460. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460.

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